

EXHIBIT "A"

MENTER, RUDIN & TRIVELPIECE, P.C.
308 Maltbie Street, Suite 200
Syracuse, New York 13204-1498
Telephone: (315) 474-7541
Facsimile: (315) 474-4040
Kevin M. Newman
Adam F. Kinney

and

Augustus C. Epps, Jr. (VSB 13254)
Michael D. Mueller (VSB 38216)
Jennifer M. McLemore (VSB 47164)
CHRISTIAN & BARTON, L.L.P.
909 East Main Street, Suite 1200
Richmond, Virginia 23219
Telephone: (804) 697-4100
Facsimile: (804) 697-4112

Attorneys for Sangertown Square, L.L.C.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
(RICHMOND DIVISION)

In re:

CIRCUIT CITY STORES, INC., *et al.*
Debtors.

Case No. 08-35653-KRH
Jointly Administered
Chapter 11 Proceedings

**DECLARATION OF WILLIAM F. BAKER IN SUPPORT OF SANGERTOWN SQUARE,
L.L.C.'S RESPONSE TO THE LIQUIDATING TRUST'S FORTY-FIRST OMNIBUS
OBJECTION TO LANDLORD CLAIMS (REDUCTION OF CERTAIN INVALID
CLAIMS-MITIGATION)**

STATE OF NEW YORK)
)SS:
COUNTY OF ONONDAGA)

William F. Baker, being duly sworn, deposes and says:

1. I am Assistant General Counsel of Pyramid Management Group, LLC (the "Management Company"). The Management Company is the managing agent for Sangertown Square, L.L.C. (the "Landlord") which is the owner of a shopping center located at Sangertown Square Mall, New Hartford, New York (the "Center").

2. I have personal knowledge of the facts set forth in this Declaration and I may be contacted at: Pyramid Management Group, LLC, 4 Clinton Square, Syracuse, New York 13202, (315) 422-7000.

3. The Landlord was a party to a lease (the "Lease") with Circuit City Stores, Inc. (the "Debtor") of premises (the "Premises") at the Center.

4. In the regular course of my employment by the Management Company, I review rent and other charges billed to the Landlord's tenants. I also have access to records regarding the Landlord's efforts to relet the Premises.

5. The Landlord diligently and efficiently sought to relet the Premises following the rejection of the Lease. In particular, the Landlord met with various prospective tenants, showed the Premises to prospective tenants, provided lease plans to prospective tenants, conducted lease negotiations with prospective tenants, and ultimately entered into leases for the Premises.

6. The total amount reserved under the Lease from March 11, 2009 until the end of the Lease term is \$3,353,499.89. An itemization of this calculation is attached to this Declaration as Schedule 1.

7. Fifteen percent of this rent reserved is \$503,024.98.

8. The Landlord's claim for \$503,024.98 plus attorneys' fees remains due.

9. Subsequent to the rejection of the Lease, the Landlord relet the Premises to various tenants. It has received \$106,227.17, less commissions, from its subsequent tenants.



William F. Baker

Sworn to before me this
25 day of June, 2012

Sally A. O'Donnell
Notary Public

SALLY A. O'DONNELL
Notary Public, State of New York
Qualified in Onondaga County
Commission Expires March 30, 20 14

SCHEDULE “1”

**NET PRESENT VALUE
OF FUTURE PAYMENTS
3/1/2009**

TENANT: CIRCUIT CITY - MERCHANT #610104
MALL: Sangerstown

TERM: 10 YEARS 3 MONTHS
LCD: 11/10/98
SQ. FT.: 21,280
EXPIRATION: 01/31/19
NPV DATE: 03/11/09

YEAR	9.00%		6.00%		0.00%			
	RATE	RENT	MALL CHG	TOTAL	RATE	RENT	MALL CHG	TOTAL
2009	174,749.81	83,758.06	258,507.87	174,749.81	83,758.06	258,507.87	174,749.81	83,758.06
2010	216,689.76	104,826.96	321,516.72	216,689.76	104,826.96	321,516.72	216,689.76	104,826.96
2011	216,689.76	105,822.96	322,512.72	216,689.76	105,822.96	322,512.72	216,689.76	105,822.96
2012	216,689.76	106,848.84	323,538.60	216,689.76	106,848.84	323,538.60	216,689.76	106,848.84
2013	216,689.76	107,905.44	324,595.20	216,689.76	107,905.44	324,595.20	216,689.76	107,905.44
2014	241,518.85	108,993.72	350,512.57	241,518.85	108,993.72	350,512.57	241,518.85	108,993.72
2015	243,776.04	110,114.64	353,890.68	243,776.04	110,114.64	353,890.68	243,776.04	110,114.64
2016	243,776.04	111,269.28	355,045.32	243,776.04	111,269.28	355,045.32	243,776.04	111,269.28
2017	243,776.04	112,458.48	356,234.52	243,776.04	112,458.48	356,234.52	243,776.04	112,458.48
2018	243,776.04	113,683.44	357,459.48	243,776.04	113,683.44	357,459.48	243,776.04	113,683.44
2019	20,314.67	9,371.54	29,686.21	20,314.67	9,371.54	29,686.21	20,314.67	9,371.54
NPV	\$1,505,654.99	\$714,340.91	\$2,219,995.90	\$1,711,220.80	\$810,438.76	\$2,521,659.56	\$2,278,446.53	\$1,075,053.36

\$3,353,499.89